## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

REALTIME DATA, LLC d/b/a IXO,	)
Plaintiff,	) Case No. 1:11-cv-6696-KBF ) 1:11-cv-6701-KBF ) 1:11-cv-6704-KBF
MORGAN STANLEY, ET AL.,	) ) JURY TRIAL DEMANDED ) ECF Case
Defendants.	) )

## NOTICE OF JOINDER TO EXCHANGE DEFENDANTS' OPENING BRIEF ON CLAIM CONSTRUCTION ISSUES (DOCKET NO. 562 IN CASE NO. 1:11-CV-6697)

Defendants BNY ConvergEx Group LLC, BNY ConvergEx Execution Solutions LLC, Credit Suisse Holdings (USA), Inc., Credit Suisse Securities (USA) LLC, The Goldman Sachs Group, Inc., Goldman, Sachs & Co., Goldman Sachs Execution & Clearing, L.P., HSBC Bank USA, N.A., HSBC Securities (USA), Inc., J.P. Morgan Chase & Co., J.P. Morgan Securities, Inc., J.P. Morgan Clearing Corp., Morgan Stanley, and Morgan Stanley & Co, Incorporated (collectively, the "Bank Defendants") respectfully join the Opening Brief on Claim Construction Issues filed by the Exchange Defendants in *Realtime Data, LLC v. CME Group, Inc., et al.*, Consolidated Case Nos. 1:11-cv-6697 (Dkt. No. 562), 1:11-cv-6699, and 1:11-cv-6702. For the reasons presented in the Exchange Defendants' Brief (which are incorporated by reference

The Bank Defendants understand that a similar notice of joinder will be filed by the Data Provider Defendants in *Realtime Data*, *LLC v. Thomson Reuters*, *et al.*, Consolidated Case Nos. 1:11-cv-6698, 1:11-cv-6700, and 1:11-cv-6700.

herein), the Bank Defendants respectfully request the same claim constructions proposed by the Exchange Defendants for the disputed claim terms.

Dated: March 26, 2012

Respectfully submitted,

/s/ Daniel A. DeVito

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**CERTIFICATE OF SERVICE** 

The undersigned hereby certifies that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule 5.2 via the Court's CM/ECF system on March 26, 2012, and, as such, was served on all counsel of record.

/s/ Daniel A. DeVito

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